

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	BERGER et al.	)	Examiner:
			)	Djenane M. Bayard
Serial No.	:	10/756,189	)	
			)	Art Unit:
Cnfrm. No.	:	2321	)	2444
			)	
Filed	:	January 13, 2004	)	
			)	
For	:	METHODS AND APPARATUS FOR	)	
		ADAPTIVE SERVICES NETWORKING	)	
			)	

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STATEMENT

**Mail Stop: Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.97–1.98, the reference listed at Cite No. 1 under Non-Patent Literature Documents section of the attached PTO/SB/08 form is hereby brought to the attention of the United States Patent and Trademark Office (“USPTO”).

Although Applicants have not yet been able to verify the reference's publication date, Applicants desire to obtain a substantive review of the reference by the USPTO, and are concurrently filing a Request for Continued Examination (“RCE”). For that purpose, Applicants are willing to stipulate to a §102(b) publication date of January 12, 2002 but reserve the right to determine the actual publication date without prejudice or disclaimer.

Pursuant to 37 C.F.R. § 1.97(b)(3), since the attached Information Disclosure Statement is being filed concurrently with the filing of the RCE, no fee is required. If additional fees are required, however, the Commissioner is hereby authorized to charge any requisite fees to Deposit Account No. 14-1138.

It is respectfully requested that an Examiner-initialed copy of this form be returned to the undersigned.

Respectfully submitted,

Date: September 8, 2010

/Shubhrangshu Sengupta/  
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